

# State of South Dakota

SEVENTY-NINTH SESSION  
LEGISLATIVE ASSEMBLY, 2004

165J0147

## HOUSE ENGROSSED NO. **HB 1090** - 01/28/2004

Introduced by: Representatives Wick, Adelstein, Buckingham, Burg, Cutler, Fryslie, Novstrup, Peterson (Bill), Peterson (Jim), Schafer, Valandra, and Weems and Senators Schoenbeck, Albers, Apa, Brown, Dennert, Diedrich (Larry), and Moore

1 FOR AN ACT ENTITLED, An Act to provide for the payment of the difference in salary for  
2 certain state employees who are called into active federal military service and to declare an  
3 emergency.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. Any employee of the State of South Dakota who, as a member of the South  
6 Dakota National Guard or any other reserve component of the armed forces of the United States,  
7 is ordered into Title 10 and Title 32 service, after January 1, 2002, other than for training  
8 purposes, shall receive the difference between the employee's state salary or wage rate at the  
9 time the employee was activated and the employee's military salary and allowances for the time  
10 the employee is engaged in such active federal service. The salary or wage difference shall be  
11 paid on at least a quarterly basis.

12 Section 2. Whereas, this Act is necessary for the support of the state government and its  
13 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in  
14 full force and effect from and after its passage and approval.

